

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
WACO DIVISION

PARKERVISION, INC.,

Plaintiff,

v.

INTEL CORPORATION,

Defendant.

Civil Action No. 6:20-cv-00562-ADA

JURY TRIAL DEMANDED

SCHEDULING ORDER

In an attempt to narrow the issues in this above-captioned case (the “-562 Case”) and the related action, *ParkerVision v. Intel*, 6:20-CV-00108-ADA (the “-108 Case”), the parties met and conferred, and agreed to reduce the number of patents-at-issue in the two actions and proceed with two trials, the first trial involving Intel’s accused cellular products and the second trial involving Intel’s accused Bluetooth and Wi-Fi chips. This present motion and proposed schedule address the parties’ second trial. As indicated in the proposed schedule below, the parties’ second trial would proceed in the above-captioned case against Intel’s accused Wi-Fi and Bluetooth products and will include claims from the following patents: 6,580,902; 9,246,736; 9,118,528; 8,588,725; 9,444,673; and 7,539,474, and 7,050,508. U.S. Patent Nos. 6,049,706, 6,266,518, 7,110,444, 8,109,108, and 8,660,513 are hereby dismissed with prejudice.

Accordingly, in view of the parties' agreement to narrow the issues in the pending two actions between them, Plaintiff ParkerVision Inc. and Defendant Intel Corporation jointly move to modify the schedule up to and including the trial of this matter as follows:

Proposed Deadline	Event 108/562 Cases – Second Trial <sup>1</sup>  Accused Wi-Fi and Bluetooth products  (U.S. Patent No. 6,580,902; 9,246,736; 9,118,528; 8,588,725; 9,444,673; and 7,539,474, and 7,050,508 <sup>2</sup> )
3/24/2023	Deadline to serve Final Infringement Contentions. After this date, leave of Court is required for any amendment to Final Infringement Contentions.
4/28/2023	Deadline to serve Final Invalidity Contentions. After this date, leave of Court is required for any amendment to Final Invalidity Contentions.
6/9/2023	Deadline for ParkerVision to select no more than 16 asserted claims
6/16/2023	Close of Fact Discovery

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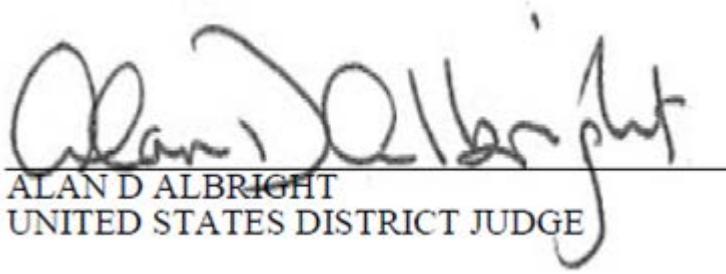
<sup>1</sup> The parties have agreed and hereby stipulate to the following regarding claims and defenses at the Second Trial. Subject to the Court's rulings on claim narrowing, ParkerVision may assert any claims that have been preserved in its Final Infringement Contentions and expert reports for the Second Trial, provided that any such claim was not invalidated at the First Trial. For any claim that ParkerVision asserted at the First Trial, Intel may assert as part of a § 102 or § 103 invalidity argument any prior art reference disclosed in its Invalidity Contentions and expert reports for the Second Trial, that was not used as a § 102 or § 103 reference at the First Trial, and present any theory that a claim term is indefinite, not enabled, or lacks written description under § 112 unless that identical theory was presented at the First Trial with respect to that claim and the claim was not determined to be invalid in a final judgment. For any claim that ParkerVision did not assert at the First Trial, Intel may present any invalidity theory preserved in its Final Invalidity Contentions and expert reports for the Second Trial. For the avoidance of doubt, Intel shall not be precluded from offering at the Second Trial any evidence relating to prior independent development, motivation to combine, and/or the background state of the art, even if similar, or identical evidence was presented at the First Trial.

<sup>2</sup> The parties have agreed and hereby stipulate that the Court's claim constructions from the -108 Case apply to the -562 Case for patents that are asserted in both cases and/or at both trials.

7/14/2023	Opening Expert Reports
8/25/2023	Rebuttal Expert Reports
9/22/2023	Close of Expert Discovery
9/29/2023	Deadline for ParkerVision to select no more than 10 asserted claims for trial.
10/20/2023	Dispositive motion deadline and Daubert motion deadline.  See General Issues Note #9 regarding providing copies of the briefing to the Court and the technical adviser (if appointed).
1/17/2023	Responses to dispositive motions and Daubert motions due. ( <i>See Rule CV-7.D.2.</i> )
12/1/2023	Replies in support of dispositive motions and Daubert motions due. ( <i>See Rule CV-7.E.2</i> )
12/15/2023	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations)
1/5/2024	Serve objections to pretrial disclosures/rebuttal disclosures.
1/19/2024	Serve objections to rebuttal disclosures and File Motions in Limine.  Parties to jointly email the Court's law clerk ( <i>See OGP at 1</i> ) to confirm their pretrial conference and trial dates.
1/26/2024	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery and deposition designations); file oppositions to motions in limine.
1/26/2024	File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e mail the Court Reporter, Kristie Davis at kmdaviscsr@yahoo.com  Deadline to meet and confer regarding remaining objections and disputes on motions in limine.
2/9/2024	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions in limine.

2/12/2024	Final Pretrial Conference
3/4/2024	Jury Selection/Trial

SIGNED this 24th day of January, 2023.



ALAN D ALBRIGHT  
UNITED STATES DISTRICT JUDGE